

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VADIM STANLEY MIESEGAES,

Petitioner,

v.

KAMALA HARRIS, et al.,

Respondents.

No. C 15-0995 MEJ (PR)

**ORDER VACATING JUDGMENT;
RE-OPENING CASE; GRANTING
EXTENSION OF TIME TO PAY
FILING FEE**

Docket No. 12

On March 3, 2015, petitioner, a state prisoner proceeding pro se, filed a federal petition for writ of habeas corpus. On June 12, 2015, the Court denied petitioner's motion for leave to proceed in forma pauperis ("IFP") and ordered him to pay the \$5.00 filing fee by July 10, 2015 or face dismissal of this action. On July 20, 2015, the Court dismissed this action for failure to timely pay the filing fee.

On July 23, 2015, petitioner filed a request for extension of time to pay the filing fee. Petitioner represents that he did not receive the Court order denying his IFP motion until July 16, 2015.

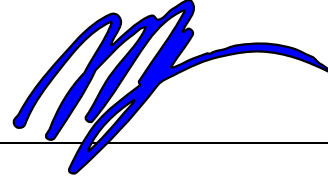
Accepting as true petitioner's statements that the late filing was due to circumstances beyond his control, the action is hereby REOPENED. The order of dismissal (Docket No. 10) and judgment (Docket No. 11) are VACATED.

1 Petitioner must pay the \$5.00 filing fee no later than **September 30, 2015** or again
2 face dismissal of this action for failure to pay the filing fee. Upon receipt of the filing fee,
3 the Court will screen the petition to determine whether he has stated a cognizable claim for
4 relief.

5 This order terminates Docket No. 12.

6 IT IS SO ORDERED.

7 DATED: July 29, 2015



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9 Maria-Elena James
10 United States Magistrate Judge